

HOUSE No. 4832

Section 58 contained in the engrossed Bill making appropriations for the fiscal year 2011 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4800), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment E of House, No. 4840). July 1, 2010.

The Commonwealth of Massachusetts

In the Year Two Thousand and Ten

An Act creating an emergency stockpile trust fund.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a fund to facilitate the provision of emergency health services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 111 of the General Laws is hereby amended by inserting after section 5A the
2 following section:—

3 Section 5A½. There is hereby established and set up on the books of the commonwealth a
4 separate trust fund to be known as the Emergency Stockpile Trust Fund for the purpose of
5 effectively facilitating emergency management and pandemic preparedness in accordance with
6 section 5A. The fund shall consist of monies collected pursuant to this section and any income

7 derived from the investing of amounts credited to the fund. The department shall accept monies
8 from municipalities, counties, healthcare facilities and other entities for the purpose of
9 participating in federal contracts under 42 U.S.C. §247d-6b and made available to states under
10 42 U.S.C. §247d-3a. The department shall oversee the distribution of the funds and shall ensure
11 that the distribution complies with the commonwealth's emergency management plan. All
12 monies deposited into the fund shall be expended on behalf of the contributing municipalities,
13 counties or healthcare facilities for the purchase of health care products and supplies needed for
14 the purposes set forth in the commonwealth's comprehensive emergency management plan and
15 made available under contracts accessible to the commonwealth under 42 U.S.C. §247d-3a and
16 to support any reasonable and necessary administrative costs incurred by the department in
17 managing the purchase of such products and supplies or otherwise overseeing the distribution of
18 monies deposited into the fund. All monies deposited into the fund shall be expended exclusively
19 for the purposes set forth in this section.